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13 Attorneys for Defendants

14 **UNITED STATES DISTRICT COURT**
15 **CENTRAL DISTRICT OF CALIFORNIA**
16 **WESTERN DIVISION**
17

18 K.A.,

19 Plaintiff,

20 v.

21 MINDGEEK S.À.R.L., et al.,

22 Defendants.
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Case No. 2:24-cv-04786-WLH-ADS

Hon. Wesley L. Hsu

**DEFENDANTS COLBECK
CAPITAL MANAGEMENT, LLC;
CB MEDIA VENTURES DD, LLC;
CB AGENCY SERVICES, LLC; AND
CB PARTICIPATIONS SPV, LLC'S
NOTICE REGARDING
APPLICATIONS FOR LEAVE TO
FILE UNDER SEAL**

1 PLEASE TAKE NOTICE that, pursuant to the Court’s Minute Order on
2 March 7, 2025 (ECF No. 142), Defendants Colbeck Capital Management, LLC; CB
3 Media Ventures DD, LLC; CB Agency Services, LLC; and CB Participations SPV,
4 LLC (collectively, “CB Defendants”) hereby maintain the confidentiality of
5 documents the CB Defendants previously applied to file under seal in connection
6 with the CB Defendants’ Omnibus Motion to Dismiss Plaintiffs’ Complaints
7 (“Omnibus Motion to Dismiss”).

8 Pursuant to Local Civil Rule 79-5.2.2, the CB Defendants previously applied
9 to this Court for leave to file under seal documents in support of the Omnibus Motion
10 to Dismiss (*see* ECF Nos. 73, 73-1, 74, 74-1, 74-3, and 74-4) and portions of their
11 Reply Brief in Support of the Omnibus Motion to Dismiss (“Omnibus Reply”) (*see*
12 ECF Nos. 120, 120-1, 121, and 121-1) (collectively, the “Applications”).

13 Descriptions of the documents requested to be sealed are as follows:

- 14 • The *Omnibus Motion to Dismiss’ and Omnibus Reply’s* limited
15 redacted text comprises confidential content from Exhibits A-B to the
16 Omnibus Motion to Dismiss.
- 17 • *Exhibit A* is a Loan Agreement dated April 28, 2011, between various
18 parties, including the CB Defendants and other third-party lenders who
19 participated in loaning money to the MindGeek Borrowers¹ in 2011.
- 20 • *Exhibit B* is a Loan Agreement dated October 15, 2013, between
21 various parties, including the CB Defendants and other third-party
22 lenders who participated in loaning money to the MindGeek Borrowers
23 in 2013.

24 As explained in the Declarations of Kevin C. Adam in Support of the
25 Applications (ECF Nos. 74 and 121), good cause and compelling reasons exist to
26 seal Exhibits A-B, which contain confidential commercially sensitive information

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28 ¹ “MindGeek Borrowers” has the same meaning as defined in the Omnibus Motion
to Dismiss.

1 and financial information of certain Defendants, including the CB Defendants, and
2 third parties unrelated to this action.

3 The Applications are narrowly tailored and a less restrictive alternative to
4 sealing is not otherwise practical, as Exhibits A-B are replete with confidential
5 business and financial information, making redaction of these documents
6 impractical. The nature and confidentiality of these documents outweigh the
7 public's interest in access to them.

8 For the foregoing reasons, the CB Defendants maintain their previous
9 Applications and respectfully request that the Court grant the Applications.

10
11 Dated: March 28, 2025

WHITE & CASE LLP

12
13 By: 
14 David G. Hille

15 Attorneys for Defendants
16 COLBECK CAPITAL
17 MANAGEMENT, LLC; CB MEDIA
18 VENTURES DD, LLC; CB AGENCY
19 SERVICES, LLC; and CB
20 PARTICIPATIONS SPV, LLC
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